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CTIA

Building The Wireless Future™

Cellular Telecommunications & Internet Association

September 19, 2002

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
12th Street Lobby, TW-A325
Washington, DC 20554

Re: Ex Parte Presentation
IB Docket No. 01-185; ET Docket No. 95-18

Dear Ms. Dortch:

On September 18, 2002, the Cellular Telecommunications & Internet Association ("CTIA") represented by Diane Cornell, Vice President for Regulatory Policy, along with Doug Brandon, Vice President for External Affairs and Law, AT&T Wireless Services, Inc., met with Bryan Tramont, Advisor for Commissioner Abernathy, and John Branscome, Acting Legal Advisor for Commissioner Abernathy. The parties discussed issues relating to the above-captioned Notice of Proposed Rulemaking on terrestrial flexibility, as well as New ICO's ancillary terrestrial component ("ATC") proposal. CTIA reiterated its view that the New ICO ATC proposal and the statements by New ICO in support of its proposal demonstrate that the 2 GHz Mobile Satellite Service ("MSS") spectrum should be reallocated from MSS, and made available for other services through an auction. CTIA also emphasized that the terrestrial flexibility sought by New ICO is inconsistent with Commission precedent, and with the requirements of the Communications Act, which requires that spectrum for terrestrial services be auctioned. The attached presentation was provided at the meeting.

Pursuant to Section 1.1206 of the Commission's Rules, this letter is being filed with your office. If you have any questions concerning this submission, please contact the undersigned.

Sincerely,

Diane Cornell

Diane Cornell

Cc: Commissioner Kathleen Abernathy
Bryan Tramont
John Branscome

